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PHA 4140  
PATENT

TECH CENTER 1600/2900

OCT 22 2002

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of Mark G. Obukowicz et al. Art Unit 1651  
Serial No. 09/737,892  
Filed December 15, 2000  
Confirmation No. 2003  
For SELECTIVE COX-2 INHIBITION FROM EDIBLE PLANT EXTRACTS  
Examiner Michael V. Meller

October 15, 2002

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER  
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

TO THE COMMISSIONER OF PATENTS AND TRADEMARKS,  
SIR:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the Examiner dated July 15, 2002, rejecting the following claims: 1-5, 35, 37, and 78-93.

The appeal fee of \$320.00 is submitted herewith.

If there are any additional charges in this matter, please charge our Deposit Account No. 19-1345.

Respectfully submitted,

Timothy B. McBride, Reg. No. 47,781  
SENNIGER, POWERS, LEAVITT & ROEDEL  
One Metropolitan Square, 16th Floor  
St. Louis, Missouri 63102  
(314) 231-5400

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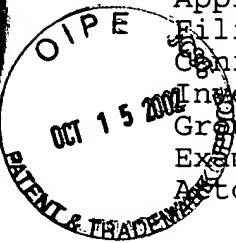
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Application Number 09/737,892  
Filing Date December 15, 2000  
Confirmation No. 2003  
Inventor(s) M.G. Obukowicz et al.  
Group Art Unit 1651  
Examiner Name M. V. Meller  
Attorney Docket Number PHA 4140



**FEE TRANSMITTAL**

**METHOD OF PAYMENT**

1.  The Commissioner is hereby authorized to charge the indicated fees to Deposit Account No. 19-1345.
- The Commissioner is hereby authorized to charge any additional fees required under 37 CFR 1.16 and 1.17 to Deposit Account No. 19-1345.
- Applicant claims small entity status.

2.  Check Enclosed. The Commissioner is hereby authorized to charge any under payment or credit any over payment to Deposit Account No. 19-1345.

**FEE CALCULATION**

1.  BASIC FILING FEE Subtotal (1) \$ \_\_\_\_\_  
(Type: \_\_\_\_\_)

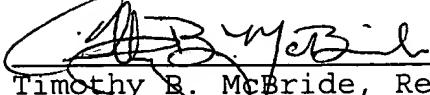
2.  EXTRA CLAIM FEES Subtotal (2) \$ \_\_\_\_\_

Total Claims \_\_\_\_\_  
Independent Claims \_\_\_\_\_  
Multiple Dependent Claims \_\_\_\_\_

3.  ADDITIONAL FEES Subtotal (3) \$ 320.00

- Surcharge - late filing fee or oath
- Surcharge - late provisional filing fee or cover sheet
- Extension for reply within \_\_\_\_\_ month
- Notice of Appeal
- Filing a Brief in Support of an appeal
- Request for ex parte Reexamination
- Petitions to the Commissioner
- Submission of Information Disclosure Statement
- Recording each patent assignment per property
- Request for Continued Examination
- Other: \_\_\_\_\_

**TOTAL AMOUNT OF PAYMENT \$320.00**

  
\_\_\_\_\_  
Timothy R. McBride, Reg. No. 47,781

October 15, 2002

Date

TBM/sxm

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